

Eric Grant  
Deputy Assistant Attorney General

**Andrew “Guss” Guarino**

Trial Attorney, Indian Resources Section  
999 18<sup>th</sup> Street, South Terrace, Suite 370  
Denver, Colorado 80202  
Office: 303-844-1343 Fax: 303-844-1350  
E-mail: [guss.guarino@usdoj.gov](mailto:guss.guarino@usdoj.gov)

**Tyler Eastman**

Trial Attorney, Indian Resources Section  
P.O. Box 7611  
Washington, D.C. 20044  
Office: 202-305-0264 Fax: 202-305-0275  
E-mail: [tyler.eastman@usdoj.gov](mailto:tyler.eastman@usdoj.gov)

**David L. Negri**

Trial Attorney, Natural Resources Section  
c/o US Attorney’s Office  
800 Park Blvd., Suite 600  
Boise, Idaho 83712  
Tel: (208) 334-1936; Fax: (208) 334-1414  
E-mail: [david.negri@usdoj.gov](mailto:david.negri@usdoj.gov)

Environment and Natural Resources Division  
United States Department of Justice  
Attorneys for the United States

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,	)	IN EQUITY NO. C-125-MMD
	)	Subproceeding: 3:73-CV-00127-MMD-WGC
Plaintiff,	)	
	)	
WALKER RIVER PAIUTE TRIBE,	)	<b>NOTICE CONCERNING MINUTES OF</b>
	)	<b>THE COURT (JANUARY 3, 2019)</b>
Plaintiff-Intervenor,	)	
vs.	)	
	)	
WALKER RIVER IRRIGATION DISTRICT,	)	
a corporation, et al.,	)	
	)	
Defendants.	)	

1 The United States of America (United States) gives notice of the following concerning  
2 *Minutes of the Court* (ECF No. 2423).

- 3 1. On January 3, 2019, the United States moved this Court for an extension of time to  
4 complete tasks identified at the Status Conference of December 19, 2018. *Motion to*  
5 *Extend the United States' Deadline Due to the Department of Justice's Lapse in*  
6 *Appropriation* (ECF No. 2422). Subsequently, this Court vacated those deadlines set  
7 at the December 19<sup>th</sup> Status Conference. *Minutes of the Court* (ECF No. 2423).  
8
- 9 2. By January 28, 2019, appropriations were restored for the Department of Justice's  
10 operations and undersigned counsel were authorized to resume their functions.
- 11 3. Since January 28<sup>th</sup>, the United States has resumed its work to accomplish the tasks set  
12 at the December 19<sup>th</sup> Status Conference.
- 13 4. Undersigned Counsel believe that, to the extent possible, the principal parties will be  
14 able to present proposed orders to the Court on or before Friday, February 15<sup>th</sup>  
15 regarding 1) changes to the Court's Superseding Service Order (ECF No. 2100)  
16 consistent with the comments made during the status conference and 2) a scheduling  
17 order concerning the continued litigation of the water right claims of the Walker  
18 River Paiute Tribe. With respect to a proposed order concerning any changes that  
19 might be necessary for several orders (ECF Nos. 2407 – 2412), the principal parties  
20 will continue to develop a proposal concerning this task.
- 21 5. Based on discussions amongst principal parties, the United States and the principal  
22 parties request that the Court make them aware of the dates in March, 2019, that work  
23 for the Court for a status conference in this matter and they will let the Court know  
24  
25  
26

1 their availability on those dates. Undersigned counsel can inform the Court that he  
2 will not be available for a status conference between March 18<sup>th</sup> and March 29<sup>th</sup>.

3  
4 Dated: February 4, 2019

Respectfully submitted,

5 ERIC GRANT  
6 Deputy Assistant Attorney General

7 Andrew "Guss" Guarino, Trial Attorney  
8 Tyler Eastman, Trial Attorney  
9 David L. Negri, Trial Attorney

10 By /s/ Andrew "Guss" Guarino  
11 Andrew "Guss" Guarino

12 *Attorneys for the United States of America*

13  
14  
15 **CERTIFICATE OF SERVICE**

16 It is hereby certified that on February 4, 2019 service of the foregoing was made through  
17 the court's electronic filing and notice system (CM/ECF) to all of the registered participants.

18 Further, pursuant to the *Superseding Order Regarding Service and Filing in Subproceeding C-*  
19 *125-B on and by All Parties* (Doc. 2100) at 10 ¶ 20, the foregoing does not affect the rights of  
20 others and does not raise significant issues of law or fact. Therefore, the United States has taken  
21 no step to serve notice of this document via the postcard notice procedures described in  
22 paragraph 17.c of the Superseding Order.

23 /s/ Andrew "Guss" Guarino  
24  
25  
26